



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from LAYTON CITY, dated May 17th, 2018, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to LAYTON CITY, located in Davis County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 20th day of June, 2018 at Salt Lake City, Utah.

A handwritten signature of Spencer J. Cox.

SPENCER J. COX
Lieutenant Governor



Community • Prosperity • Choice

Mayor • Bob J Stevenson
City Manager • Alex R. Jensen

• Community and Economic Development •
William T. Wright • Director
Telephone: (801) 336-3760/3780
Fax: (801) 336-3789

June 15, 2018

Dear Lieutenant Governor Cox,

The Layton City Council adopted Ordinance 18-21 on May 17, 2018 to annex the Cottages at Kays Creek Phases 2 and 3 plat into our jurisdiction in accordance with Section 10-2-403 of the Utah Code. This ordinance is submitted to your office for review, as well as Resolution 18-16 that was adopted to accept the annexation petition. The plat was reviewed and signed by Davis County surveyors, which is also submitted for review.

We would like to request State review and issuing of a certificate so that we might proceed with recording the annexation with the Davis County Recorder's Office.

Warmest Regards,

Tim Watkins, AICP
Layton City Planner



RESOLUTION 18-16
(Cottages at Kays Creek Phases 2 and 3 Annexation Petition)

**A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF
PROPERTY LOCATED AT APPROXIMATELY 1975 WEST AND 1000 SOUTH**

WHEREAS, a petition has been received by Layton City, pursuant to Utah Code Annotated section 10-2-403, petitioning for annexation of certain properties located at approximately 1975 West and 1000 South; and

WHEREAS, this property is located within an area where Layton City can provide urban services; and

WHEREAS, this property is identified in the Layton City Annexation Policy Plan, Expansion Area Five, adopted by the City Council on December 5, 2002; and

WHEREAS, the City Council determines it to be in the best interest of the citizens of Layton City to accept the petition for annexation and direct staff to certify the annexation petition and provide notice thereof relative to the proposed annexation; and

WHEREAS, the property owners wish to proceed with the petition for annexation to the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAYTON,
UTAH:**

1. The City has received a petition for annexation presented by Ovation Homes, designated agent for Capital Reef Management LLC, owner of approximately 4.20 acres, located at approximately 1975 West and 1000 South.

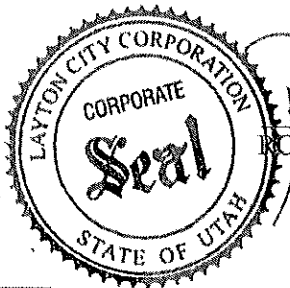
2. The above property, more particularly described in 'Exhibit A' which is attached hereto and made a part hereof by reference, represents a majority of the private land and constitutes at least one-third (1/3) of the value of all private property within the area proposed for annexation.

3. The petition is hereby accepted by the City, and staff is hereby directed to certify the petition for the proposed annexation pursuant to Utah Code Annotated and initiate the necessary annexation procedures.

PASSED AND ADOPTED by the City Council of Layton, Utah, this 5th day of April, 2018.

ATTEST:


KIMBERLY S READ, City Recorder




ROBERT J STEVENSON, Mayor

ORDINANCE 18-15
(Cottages at Kays Creek Phases 2 and 3 Annexation)

AN ORDINANCE ANNEXING REAL PROPERTY LOCATED AT APPROXIMATELY 1975 WEST AND 1000 SOUTH INTO THE CITY AND EXTENDING THE CORPORATE LIMITS OF LAYTON CITY; PROVIDING FOR REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE

WHEREAS, the City has determined that the property located at approximately 1975 West and 1000 South is part of an existing unincorporated parcel of property contiguous to Layton City; and

WHEREAS, this property is identified in the Layton City Annexation Policy Plan, Expansion Area Number 5, adopted by the City Council on December 5, 2002; and

WHEREAS, the City Council adopted Resolutions 18-16 and 18-17 expressing Layton City's intent to annex said property; and

WHEREAS, a plat of said real property has been prepared under the supervision of a competent surveyor, showing the size and location of said real property and showing that the same is contiguous to the present corporate limits of Layton City; and

WHEREAS, the City Council has determined that in their judgment, this annexation meets the standards set forth in the Utah State Code, and the noticing requirements therein have been satisfied; and

WHEREAS, the Layton City Council deems it to be in the best interest of the City and its citizens to annex the real property described herein to Layton City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF LAYTON, UTAH:

SECTION I: Repealer. If any provisions of the City's Code heretofore adopted are inconsistent herewith they are hereby repealed.

SECTION II: Enactment. That the following described real property is hereby annexed into Layton City, and the corporate limits of the City are hereby extended to include said real property:

Part of the Northwest Quarter of Section 31, Township 4 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey. More particularly described as follows:

Beginning at a point that on the current boundary of the Corporation of Layton City as per the Annexation Resolution Entry #854983 BK-1287 PG-799, Recorded on April 18, 1989, said Point lies North 89°57'40" East along the line between the Northwest Corner and the Northeast Corner of said Section 31, 801.08 feet and South 00°02'20" East 232.99 feet from the Northwest corner of said Section 31 (said Northeast Corner being North 89°57'40" East 5277.10 feet from the Northwest Corner of said Section 31); and running thence along the current boundary of the Corporation of Layton City the following four (4) courses; (1) North 89°57'40" East 796.45 feet to the Corner of the current boundary of the Corporation of Layton City as per Entry #2985676 BK-6653 PG 441-445, Recorded on December 1, 2016; thence South 00°02'30" East 214.80 feet; thence South 89°57'40" West 282.67 feet; thence South 00°04'32" West 429.23 feet; thence North 39°20'40" West 24.72 feet; thence South 89°57'30" West 17.40 feet; thence North 39°12'04" West 291.29 feet; thence along a tangent

curve turning to the left with a radius of 4345.02 feet, an arc length of 441.78 feet, a delta angle of 05°49'32", a chord bearing of North 42°06'50" West, and a chord length of 441.59 feet; thence North 00°02'34" West 71.27 feet to a point that on the current boundary of the Corporation of Layton City as per the Annexation Resolution Entry #854983 BK-1287 PG-799, Recorded on April 18, 1989, said point also being the point of beginning.

Containing 244,009 square feet or 5.602 acres more or less

SECTION III: Filing. The City Recorder is directed to file a certified copy of the plat of said real property and a certified copy of this ordinance of annexation with the Davis County Recorder; and within 30 days after the enactment hereof, the City Council shall file with the Lieutenant Governor a notice of impending boundary action, as defined in Section 67-1a-6.5 UCA that meets the requirements of Section 67-1a-6.5(3) UCA and a copy of an approved final plat, as defined in Section 67-1a-6.5.

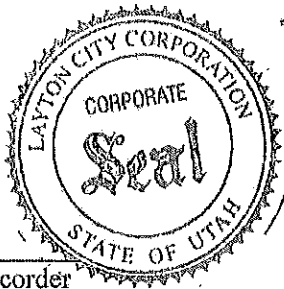
SECTION IV: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of the said ordinance.

SECTION V: Effective date. This ordinance shall go into effect at the expiration of the 20th day after publication or posting or the 30th day after final passage as noted below or whichever of said days is more remote from the date of passage thereof.

PASSED AND ADOPTED by the City Council of Layton, Utah, this 17th day of May, 2018.

ATTEST:


KIMBERLY S. READ, City Recorder




ROBERT J STEVENSON, Mayor

